

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In Re: AUTOMOTIVE PARTS) 12-MD-02311
ANTITRUST LITIGATION)

) Hon. Marianne O. Battani
In Re: WIRE HARNESS CASES) W:12-cv-00102-MOB-MKM

)
This Document Relates to:) **Oral Argument Requested**

ALL AUTOMOBILE DEALER ACTIONS)

**AUTOMOBILE DEALERS' MEMORANDUM OF LAW IN OPPOSITION TO
YAZAKI CORPORATION'S MOTION TO DISMISS**

STATEMENT OF THE ISSUES PRESENTED

See “Statement of the Issues Presented” in the End-Payor and Auto-Dealer Plaintiffs’ Memorandum of Law in Response to Defendants’ Collective Motion to Dismiss (Dkt. No. 390, at i-iii).

STATEMENT OF CONTROLLING OR MOST APPROPRIATE AUTHORITIES

See “Statement of Controlling or Most Appropriate Authorities” in the End-Payor and Auto-Dealer Plaintiffs’ Memorandum of Law in Response to Defendants’ Collective Motion to Dismiss (Dkt. No. 390, at iv-vi).

Automobile Dealer Plaintiffs (“AD”) submit this memorandum in opposition to Defendant Yazaki Corporation’s (“Yazaki”) motion to dismiss the AD Consolidated Class Complaint (Dkt. No. 358).

On September 6, 2012, Yazaki filed its motion to dismiss. In support of its motion, Yazaki incorporated and adopted the arguments made in Defendants’ Collective Motion to Dismiss the End-Payor’s Corrected Consolidated Amended Class Complaint and the Automobile Dealers’ Consolidated Class Complaint (Dkt. No. 230).

AD oppose Yazaki’s motion and hereby incorporate the arguments and reasons set forth in the End-Payor and Auto-Dealer Plaintiffs’ Memorandum of Law in Response to Defendants’ Collective Motion to Dismiss (Dkt. No. 390) and the statements made in the Errata Notice (Dkt. No. 431).

Dated: November 5, 2012.

Respectfully submitted,

**MANTESE HONIGMAN ROSSMAN AND
WILLIAMSON, P.C.**

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CERTIFICATE OF SERVICE

I hereby certify that on November 5, 2012 I electronically filed the foregoing papers with the Clerk of the Court using the ECF system which will send electronic notices of same to all counsel of record.

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